



3731
JFW

293/002 Cont. 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David S. Goldsteen et al.
Application No. : 10/090,121 Confirmation No. : 3451
Filed : February 28, 2002
For : MEDICAL GRAFTING METHODS AND APPARATUS
Group Art Unit : 3731
Examiner : Michael H. Thaler

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

TRANSMITTAL LETTER

Sir:

Transmitted herewith: ☐ a Preliminary Amendment;
☐ a Reply to Office Action; ☐ a Supplemental Amendment;
☐ a substitute Specification; ☐ a Declaration; ☐ a
Supplemental Declaration; ☐ a Power of Attorney; ☐ an
Associate Power of Attorney; ☒ a Supplemental Communication
Regarding Applicants' Notification Pursuant To 37 C.F.R.
§ 1.604(b) Identifying Published Patent Applications From
Which Claims Have Been Copied.

FEE FOR ADDITIONAL CLAIMS

☒ A fee for additional claims is not required.
☐ A fee for additional claims is required.

The additional fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADD'L FEES
Total Claims	9	47*	0	X \$ 50 =	\$ 0.00
Independent Claims	2	9**	0	X \$200 =	\$ 0.00
First Presentation of a Multiple Dependent Claim				+ \$360 =	\$ 0.00
* If less than 20, insert 20. ** If less than 3, insert 3.				TOTAL	\$ 0.00

☐ A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.

☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. §§ 1.16 and 1.17, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

☐ Please charge \$_____ to Deposit Account No. 06-1075 in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

EXTENSION FEE

☐ The following extension is applicable to the Response filed herewith; ☐ \$120.00 extension fee for response within first month pursuant to 37 C.F.R. § 1.136(a); ☐ \$450.00 extension fee for response within second month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,020.00 extension fee for response within third month pursuant to 37 C.F.R. § 1.136(a); ☐ \$1,590.00 extension fee for response within fourth month pursuant to 37 C.F.R. § 1.136(a); \$2,160.00 within fifth month pursuant to 37 C.F.R. § 1.136(a).

[X] The Director is hereby authorized to charge payment of any additional fees required under 37 C.F.R. § 1.17 in connection with the paper(s) transmitted herewith, or to credit any overpayment of same, to Deposit Account No. 06-1075. A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,

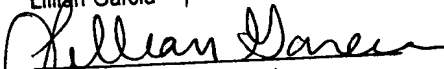


Stuart W. Yotkers
Registration No. 53,816
Agent for Applicants
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
Customer Number 1473
1251 Avenue of the Americas
New York, New York 10020-1105
Tel.: (212) 596-9000
Fax: (212) 596-9090

I hereby certify that this
Correspondence is being
deposited with the U.S.
Postal Service as First
Class Mail in an envelope
Addressed to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450 on

January 24, 2005

Lillian Garcia


Signature of Person Signing



293/002 Cont. 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : David S. Goldsteen et al.
Application No.: 10/090,121 Confirmation No.: 3451
Filed : February 28, 2002
For : MEDICAL GRAFTING METHODS AND APPARATUS
Group Art Unit : 3731
Examiner : Michael H. Thaler

New York, New York 10020
January 24, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SUPPLEMENTAL COMMUNICATION REGARDING APPLICANTS'
NOTIFICATION PURSUANT TO 37 C.F.R. § 1.604(b)
IDENTIFYING PUBLISHED PATENT APPLICATIONS FROM
WHICH CLAIMS HAVE BEEN COPIED

Sir:

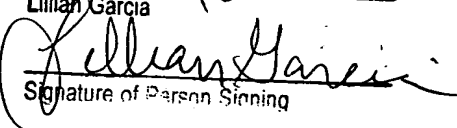
Pursuant to 37 C.F.R. §1.604(b), applicants have presented claims known to define the same patentable invention claimed in a pending application of another, and applicants hereby identify the U.S. patent application publications corresponding to the international applications from which the claims have been copied.

<u>Applicants'</u> <u>Claim No.</u>	<u>Int'l</u> <u>Pub. No.</u>	<u>U.S. Pub. No.</u>	<u>Pub. Int'l</u> <u>Claim No.</u>	<u>Pub. US</u> <u>Claim No.</u>
1	WO 01/70091	US 2004/0097973	20	20
2	WO 01/70091	US 2004/0097973	25	25
3	WO 01/70091	US 2004/0097973	26	26
4	WO 01/70091	US 2004/0097973	53	53

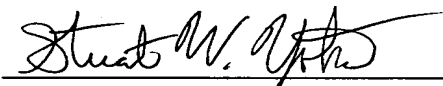
<u>Applicants'</u> <u>Claim No.</u>	<u>Int'l</u> <u>Pub. No.</u>	<u>U.S. Pub. No.</u>	<u>Pub. Int'l</u> <u>Claim No.</u>	<u>Pub. US</u> <u>Claim No.</u>
5	WO 01/70091	US 2004/0097973	55	55
6	WO 01/70091	US 2004/0097973	56	56
7	WO 01/70118	US 2003/0060876	1	1
8	WO 01/70118	US 2003/0060876	3	3
9	WO 01/70118	US 2003/0060876	4	4
10	WO 01/70118	US 2003/0060876	5	5
11	WO 01/41624	not yet known	38	
12	WO 01/41624	not yet known	39	
13	WO 01/41624	not yet known	40	
14	WO 01/41624	not yet known	41	
15	WO 01/41624	not yet known	55	
16	WO 01/41624	not yet known	56	
17	WO 01/41623	not yet known	75	
18	WO 01/41623	not yet known	76	
19	WO 01/41623	not yet known	77	
20	WO 01/41623	not yet known	78	
21	WO 01/41623	not yet known	79	
22	WO 01/41623	not yet known	80	
23	WO 02/30172	US 2004/0092975	30	30
24	WO 02/30172	US 2004/0092975	32	32
25	WO 02/30172	US 2004/0092975	35	35
26	WO 02/30172	US 2004/0092975	37	37
27	WO 02/30172	US 2004/0092975	38	38
28	WO 02/30172	US 2004/0092975	39	39
29	WO 02/47532	US 2004/0049221	37	37
30	WO 02/47532	US 2004/0049221	38	38
31	WO 03/026475	not yet known	6	
32	WO 03/026475	not yet known	7	
33	WO 03/026475	not yet known	8	

Consideration of the foregoing is hereby
respectfully requested.

I hereby certify that this
Correspondence is being
deposited with the U.S.
Postal Service as First
Class Mail in an envelope
Addressed to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450 on

January 24, 2005
Lillian Garcia

Signature of Person Signing

Respectfully submitted,


Stuart W. Yothers
Registration No. 53,816
Agent for Applicants
FISH & NEAVE IP GROUP
ROPES & GRAY LLP
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020
(212) 596-9000